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Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)**

| | |
|-------------------------------|-------------------------------|
| IN RE: BEXTRA AND CELEBREX |) MDL CASE NO.: 05-CV-1699 |
| MARKETING SALES PRACTICES AND |) |
| PRODUCT LIABILITY LITIGATION |) |
| _____ |) |
| ANNEN, et al., |) CASE NO. CGC-06-456869 |
| |) MDL Case No. 07-0953 CRB |
| |) |
| Plaintiffs, |) STIPULATION AND ORDER OF |
| |) DISMISSAL WITH PREJUDICE |
| vs. |) AS TO PLAINTIFF TONI MOUNCE |
| |) |
| PFIZER, INC., et al. |) |
| |) |
| Defendants. |) |
| |) |
| _____ |) |

COME NOW, Plaintiff TONI MOUNCE and Defendants PFIZER, INC., et al., by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and

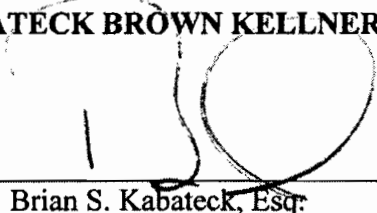
**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE
AS TO PLAINTIFF TONI MOUNCE**

1 hereby stipulate to the dismissal of Plaintiff TONI MOUNCE from this action, with prejudice,
2 each side bearing its own attorney's fees and costs.

3
4 Respectfully submitted,

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6 Dated: October 12, 2009

KABATECK BROWN KELLNER LLP

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8 By: 
9 Brian S. Kabateck, Esq.
10 Attorneys for Plaintiff TONI MOUNCE

11 Dated: October 27, 2009

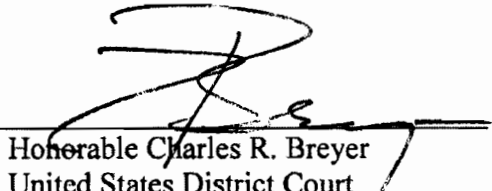
DLA PIPER LLP

12
13 By: /S/
14 Matthew A. Holian
15 Attorney for Defendants PFIZER, INC., et al.

16
17 **ORDER**

18 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**
19 **SO ORDERED.**

20
21 Dated: OCT 29 2009


22 Honorable Charles R. Breyer
23 United States District Court
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